



Following OWCP's January 25, 2018 initial merit decision, appellant completed an appeal request form, postmarked on February 22, 2018. She requested an oral hearing, a review of the written record, and reconsideration by placing an x in each of the categories.

By letter dated March 23, 2018, OWCP notified appellant that it had received her appeal request form, however, she had selected multiple appeal options and it was unable to determine which option she was selecting. It requested that she select a single option. On April 26, 2018 OWCP received appellant's request for a review of the written record, postmarked April 17, 2018.

By decision dated August 2, 2018, OWCP denied appellant's request for review of the written record as untimely filed. It noted that her request was postmarked on April 17, 2018, and that because it was not made within 30 days of the January 25, 2018 decision, she was not, as a matter of right, entitled to a review of the written record.

The Board finds, however, that while appellant clarified and perfected her request for review of the written record in April 2018, her initial request for review was postmarked on February 22, 2018, within 30 days of the January 25, 2018 decision. As appellant's request for review of the written was timely filed on February 22, 2018, the Board will set aside the August 2, 2018 decision and remand the case for review of the written record by an OWCP hearing representative.

**IT IS HEREBY ORDERED THAT** the August 2, 2018 decision of the Office of Workers' Compensation Programs be set aside and the case is remanded for further action consistent with this order of the Board.

Issued: July 29, 2019  
Washington, DC

Christopher J. Godfrey, Chief Judge  
Employees' Compensation Appeals Board

Patricia H. Fitzgerald, Deputy Chief Judge  
Employees' Compensation Appeals Board

Janice B. Askin, Judge  
Employees' Compensation Appeals Board